

**MONTANA PUBLIC SERVICE COMMISSION  
UTILITY DIVISION  
AGENDA NO. 08-06-03**

Date Published: May 29, 2008  
For Work Week Commencing: June 2, 2008  
Commission Meeting: June 3, 2008, 9:00 a.m.

*General Introduction* *This agenda is the Commission's Utility Division agenda for the work week designated. In the latter part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.mt.gov>.*

*Place of Meetings* *All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.*

*Live webcast* *Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio and video feed links on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.*

*Inquiries* *General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.*

*Accommodation for Persons with Disabilities* *Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.*

**9:00 a.m. Weekly Scheduling** (Commission Conference Room – No Web Audio Feed)

**9:30 a.m. Business** (Bollinger Room)

**Public Comments**

**Action Items** All items identified below are for action at the Commission business meeting.

1. Qwest Communications Corporation                      N2008.5.50                      (Scott)

On May 15, 2008, Qwest filed Tariff Transmittal QCC08-03. The purpose of this filing is to correct language in the Qwest Connect contract section of the tariff. The corrections are to change intrastate to interstate, to add language to clarify that the shortfall terms are specified in the customer's contract, and to correct the Qwest mailing address for contract termination. This filing also adjusts the minutes of use and monthly charges for the new EZ Rate contract offering. These adjustments are being made to simplify the offering. Qwest currently has no customers who subscribe to this service. Qwest is requesting an effective date for this filing of June 15, 2008. Probable Motion: Approve Qwest's Tariff Transmittal QCC08-03 in Docket N2008.5.50.

2. MONTANA-DAKOTA UTILITIES CO.                      N2008.5.52                      (Eric D.)

On May 19, 2008, MDU filed a request for approval of a cost schedule for all work related to cutting or raising wires or cables or moving poles in accordance with Sections 69-4-602 and 69-4-603, MCA. The proposed Rate 53 cost schedule sets forth labor and equipment rates and the terms and conditions that will apply to structure moves that require MDU to move poles or raise or cut wires. Probable Motion: Approve MDU's request for approval of Rate 53 cost schedule in Docket No. N2008.5.52.

**Work Sessions** All items identified below are for Commission discussion or action on the day designated.

1. D2008.3.22, D2008.3.24, D2008.3.25 – MTPCS LLC Inc. dba Chinook Wireless/Mid-Rivers Telephone Cooperative, Inc.; Qwest Corporation/New Cingular Wireless Services PCS; Triangle Telephone Cooperative Association, Inc./Central Montana Communications, Inc./Alltel Communications, Inc. – Interconnection Agreements – Discuss and act on the agreements. (6/3/08)
2. D2008.1.6 – PSC Initiated Investigation of Qwest Corporation Regarding the Justness and Reasonableness of Rates, Schedules and Term and Conditions of Service - Address any and all matters necessary in order to respond to Sprint's May 13, 2008, Petition to Intervene and Qwest's Objection to Sprint's Motion to Intervene in this AFOR docket. (6/3/08)

3. D2006.7.108 – K.W.B. Pipeline – Application of Westech Energy Corporation to Establish Initial Rates and Charges for Natural Gas Transportation Service – Discuss and act on Sonalta Resources, Inc.'s Petition for Special Intervention. (6/3/08)
4. D2006.5.66 and D2007.5.46 – NorthWestern Energy – Annual electric trackers – Discuss/act on draft final order. (6/3/08)

**Other Meetings**

Weekly Scheduling, Review of Monthly Calendars, and Docket Status Updates (if requested by a Commissioner).

**Notice Items** All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. Verizon N2008.5.54 (Scott)

On May 22, 2008, Verizon requested changes to its tariffs. In this filing Verizon is requesting to add network MCI One Card surcharges; increase Rates for RLA, RLH, RLI, RLJ and RLK; Grandfather Small Business Term Plans 3, 4, and 5; and Introduce Small Business 10 Percent Discount for 3 Invoices.

**Protective Orders – Notice Items** The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda.

Comments on the requests may be submitted at any time prior to ruling. Any person wanting a copy of a protective order request should contact the Commission at (406) 444-6199.

1. Avista Corporation (Avista) N2008.5.51 (AI)

On May 22, 2008, Avista filed a motion for protective order to govern access to certain confidential information in its 2007 Annual Electric Report. Specifically, Avista seeks protection of Schedule 16 – Top 10 Montana Compensated Employees (Assigned or Allocated). Avista asserts that the information is confidential because the individuals' right to privacy exceeds the merits of public disclosure.

2. Lincoln Telephone Company, Inc. N2008.5.55 (Jim)

On May 28, 2008, Lincoln Telephone Company, Inc. (LTC) filed for Commission approval a Motion for Protective Order seeking to preclude from public disclosure 2007 Annual Report Schedule 27 (ten highest paid employees based in Montana) and Schedule 28 (compensation of top five corporate employees).

**Protective Orders – Information Items** The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008. Copies of these orders may be obtained by calling the Commission at (406) 444-6199.

1. NorthWestern Energy (NWE) D2007.7.82 (AI)

On May 28, 2008, the Commission issued Protective Order No. 6852e requested by NWE and Management Applications Consulting. The order protects from public disclosure the Software Models that develop and quantify marginal costs for NWE's electric and natural gas operations.

2. Qwest Corporation N2008.5.46 (Jim)

On May 28, 2008, the Commission issued Protective Order No. 6912 requested by Qwest Corporation. The order protects from public disclosure the (a) 2007 Annual Report Schedule 23 information (detailed compilation of the number of customers purchasing the major types of service in each of

Qwest's Montana wire centers); and (b) Annual Report Schedule 27 information (top 10 Montana-based employees compensation).

3. Southern Montana Telephone Company      N2008.5.47      (Jim)

On May 28, 2008, the Commission issued Protective Order No. 6913 requested by Southern Montana Telephone Company (SMTTC). The order protects from public disclosure Annual Report Schedule 27 and Schedule 28 information reflecting compensation to SMTTC's ten highest paid employees based in Montana.

**Information Items** All items identified below are for information only.

**New Filings Received in Past Week**

D2008.5.53 – Montana-Dakota Utilities Co. – Application to Implement a Monthly Fuel and Purchased Power Cost Tracking Adjustment

N2008.5.54 – MCI Communications Services, Inc. dba Verizon Business Services – Transmittal Letter No. 08-05, Changes to Tariff No. 2

N2008.5.55 – Lincoln Telephone Company, Inc. – Motion for Protective Order Related to Schedules 27 and 28 of its 2007 Annual Report